

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION**

TERRY DAVIS,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	Case No. 1:15-cv-01207-TWP-DKL
	)	
PENDLETON CORR. FACILITY,	)	
BLAKE THRASHER Ofc. / Prison Guard,	)	
A KRAUS Ofc. Sgt. / Prison Guard,	)	
DAVID MASON Ofc. Lt. /Prison Guard,	)	
C. COOPERIDER, K. KARKOSKY,	)	
D. ZATECKY, L. LEDYARD,	)	
STATON Lt., RINEHART Sgt.,	)	
D. ALSIP, J. HAMMACK,	)	
W. SCAIFE, OMBUDSMAN,	)	
EDWARDS Nurse, FRANCUM,	)	
	)	
Defendants.	)	

**Entry Dismissing Duplicative Action**

This action is dismissed without prejudice because it is a duplicative of the claims pending in another civil action. A lawsuit is duplicative if the “claims, parties, and available relief do not significantly differ between the two actions.” *Serlin v. Arthur Andersen & Co.*, 3 F.3d 221, 223 (7th Cir. 1993) (*quoting Ridge Gold Standard Liquors v. Joseph E. Seagram*, 572 F. Supp. 1210, 1213 (N.D. Ill. 1983) (*citations omitted*)). That is the case here. This civil action is identical in all material respects to *Davis v. Zatecky*, Case No. 1:15-cv-1206-TWP-TAB. There is no reason for duplicative lawsuits which drain scarce judicial resources. Accordingly, **this action is dismissed without prejudice**. See *Rizzo v. City of Wheaton, Ill.*, 462 Fed. Appx. 609, 613, 2011 WL 5903823, 3 (7th Cir. 2011) (“District courts have ample discretion to dismiss duplicative litigation. . . .”);

*Trippe Mfg. Co. v. Am. Power Conversion Corp.*, 46 F.3d 624, 629 (7th Cir. 1995) (“Federal district courts have the inherent power to administer their dockets so as to conserve scarce judicial resources.”)

All pending motions [dkts. 3, 4 and 5] are **denied as moot**.

Judgment consistent with this Entry shall now issue.

**IT IS SO ORDERED.**

Date: 8/10/2015

A handwritten signature in black ink, reading "Tanya Walton Pratt", is positioned above a horizontal line.

TANYA WALTON PRATT, JUDGE  
United States District Court  
Southern District of Indiana

Distribution:

TERRY DAVIS  
966898  
PENDLETON CORRECTIONAL FACILITY  
Electronic Service Participant – Court Only